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Attorneys for Defendant/Third-Party Plaintiff

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ALASKA

UNITED STATES, for the use and )  
benefit of PERSONNEL PLUS )  
EMPLOYMENT AGENCY, INC., )  
Plaintiff, )

vs. )

TRAVELERS CASUALTY AND )  
SURETY COMPANY OF AMERICA, )  
PAYMENT BOND NO. 105385885, )  
Defendant. )

Case No.: 3:12-cv-00009-HRH

TRAVELERS CASUALTY AND )  
SURETY COMPANY OF AMERICA, )  
PAYMENT BOND NO. 105385885, )  
Third-Party Plaintiff, )

vs. )

ACD RAIL SERVICES, LLC, )  
Third-Party Defendant. )

**NOTICE OF DISMISSAL OF THIRD-PARTY COMPLAINT**

COMES NOW Travelers Casualty and Surety Company of America, Payment  
Bond No. 105385885, by and through undersigned counsel, and pursuant to Fed. R.

PERSONNEL PLUS V. TRAVELERS  
NOTICE OF DISMISSAL OF THIRD-PARTY COMPLAINT  
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CASE NO. 3:12-CV-00009-HRH  
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Civ. P. 41, hereby gives notice of the dismissal of its third-party complaint against ACD Railway Services, LLC, prior to Defendant's answer. Said dismissal is without prejudice.

DATED this 20th day of April, 2012.

BIRCH HORTON BITTNER & CHEROT  
Attorneys for Defendant/Third-Party Plaintiff

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 20th day of April, 2012, a true and correct copy of the foregoing was served on the following via electronic delivery:

Mr. Jason J. Ruedy  
Law Offices of Royce & Brain  
jruedy@roycebrain.com

BIRCH HORTON BITTNER & CHEROT

By: /s/ Stephen H. Hutchings